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18 Attorneys for Defendant AMERICAN RED CROSS BLOOD SERVICES NORTHERN  
19 CALIFORNIA REGION

20 UNITED STATES DISTRICT COURT  
21 NORTHERN DISTRICT OF CALIFORNIA

22 DEBORAH M. BARLEY-BROWN, CASE #: C060-07877 TEH  
23 Plaintiff, STIPULATION TO CONTINUE  
24 v. DEADLINE RE ORDER OF DISMISSAL  
25 AMERICAN RED CROSS OF AND ~~PROPOSED~~ ORDER THEREON  
26 NORTHERN CALIFORNIA, and  
27 DOES 1-10,  
28 Defendants.

29 WHEREAS, a Notice of Settlement was filed with the Court on June 25, 2007;  
30 WHEREAS, an Order of Dismissal was filed by the Court on June 29, 2007,  
31 ordering that this cause be dismissed with prejudice; provided, however, that if any  
32 party of this action certifies to the Court, with proof of service of a copy to opposing  
33 counsel, within ninety (90) days from June 29, 2007, that the agreed consideration  
34 between Plaintiff Deborah M. Barley-Brown and Defendant American Red Cross has

1 not been delivered over, said Order would stand vacated and this cause would be  
2 restored to the calendar to be set for trial;

3 WHEREAS, on September 27, 2007, this Court continued the deadline set in the  
4 order of dismissal to October 26, 2007 in its Order on Stipulation to Continue Deadline  
5 Re Order of Dismissal due to serious health difficulties experienced by counsel for  
6 plaintiff;

7 WHEREAS, plaintiff's counsel has been unable until the last few days to attend  
8 to his practice due to a series of hospital stays and inpatient and outpatient medical  
9 procedures;

10 WHEREAS, counsel for the parties have worked in good faith to complete the  
11 settlement of this case, have communicated this week regarding the terms of the  
12 settlement and release, and believe that they can reach agreement on the language of  
13 the release shortly;

14 WHEREAS, due to his health issues, counsel for plaintiff requests an additional  
15 31 days to meet the continued deadline the Court has imposed of October 26, 2007;

16 THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and between  
17 Deborah M. Barley-Brown and American Red Cross Blood Services Northern  
18 California Region, through their respective attorneys of record, that the extended  
19 deadline of October 26, 2007 regarding the Order of Dismissal be continued to  
20 November 26, 2007.

21 I, John T. Hightower, attorney for plaintiff Deborah M. Barley-Brown, hereby  
22 attest that I have on file all holograph signatures for any signatures indicated by a  
23 "conformed" signature (/s/) within this efiled document.

24 **Stipulated and Agreed:**

25 Dated: October 24, 2007

26 /s/  
27  
28

JOHN T. HIGHTOWER  
Attorney for Plaintiff DEBORAH M. BARLEY-  
BROWN

**Stipulated and Agreed:**

Dated: October 24, 2007

BAKER & HOSTETLER LLP

/s/

By: \_\_\_\_\_  
SABRINA L. SHADI  
Attorneys for Defendant AMERICAN RED  
CROSS BLOOD SERVICES NORTHERN  
CALIFORNIA REGION

## ORDER

Based upon the foregoing Stipulation and finding good cause therefor, it is hereby ORDERED that:

The stipulation is GRANTED, and the continued deadline of October 26, 2007 set forth in the Order on Stipulation to Continue Deadline Re Order of Dismissal shall be, and hereby is, continued to November 26, 2007.

Dated: October 29, 2007

